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# c 49 Gasoline Handling Amendment Act, 1988

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## CHAPTER 49

### An Act to amend the Gasoline Handling Act

*Assented to June 29th, 1988*

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

**1.—(1)** Clause 1 (c) of the *Gasoline Handling Act*, being chapter 185 of the Revised Statutes of Ontario, 1980, is repealed.

**(2)** Section 1 of the said Act is amended by adding thereto the following clauses:

(la) “private outlet” means any premises at which gasoline or an associated product of the operator of the outlet is put into the fuel tanks of motor vehicles used by the operator of the outlet or into portable containers used by the operator of the outlet;

. . . . .

(ma) “retail outlet” means any premises at which gasoline or an associated product is sold and is put into the fuel tanks of motor vehicles or into portable containers.

**(3)** Clause 1 (n) of the said Act is repealed.

**2.** Clause 2 (c) of the said Act is amended by striking out “service station, consumer outlet” in the first line and inserting in lieu thereof “private outlet, retail outlet”.

**3.** Section 3 of the said Act is amended by striking out “service station, consumer outlet” in the first line and inserting in lieu thereof “private outlet, retail outlet”.

**4.—(1)** Clause 6 (1) (a) of the said Act is amended by striking out “service station” and inserting in lieu thereof “retail outlet”.

(2) Subsection 6 (2) of the said Act is amended by striking out “consumer outlet” in the second line and inserting in lieu thereof “private outlet” and by striking out “service station” in the second and third lines and inserting in lieu thereof “retail outlet”.

5. The said Act is amended by adding thereto the following section:

Application  
at private  
outlets only

**6a.**—(1) The application of this section is limited to underground tanks located at private outlets or at sites that were private outlets.

Declaration

(2) Any owner of an underground tank that is being used for the storage of gasoline or an associated product or, if the owner is not the operator of the outlet, the operator of the outlet using the tank may file with the Director a declaration relating to the tank and evidence that the tank and associated piping are protected from external corrosion in accordance with the regulations.

Idem

(3) The declaration referred to in subsection (2) must be on a form provided by the Director.

Acknowledg-  
ment

(4) The Director, upon receiving material under subsection (2), shall send an acknowledgment thereof to the person who sent it.

Idem

(5) No person, after the 1st day of January, 1991 or such later date as may be prescribed by regulation, shall,

- (a) use an underground tank or cause an underground tank to be used unless receipt of material relating to the tank has been acknowledged by the Director; or
- (b) put gasoline or an associated product into an underground tank unless receipt of material relating to the tank has been acknowledged by the Director.

Supplying  
gasoline to  
underground  
tanks

(6) Every person who supplied gasoline or an associated product to an underground tank at any time in 1987 shall, by the 31st day of October, 1988 or such later date as may be prescribed by regulation, provide the Director with the address of the outlet and the name and address of the person who purchased the product.

Idem

(7) Every person who supplies gasoline or an associated product to an underground tank between the 1st day of January, 1988 and the 30th day of September, 1988 shall, by the 1st day of January, 1989 or such later date as may be pre-

scribed by regulation, provide the Director with the address of the outlet and the name and address of the person who purchased the product.

(8) Subsection (7) does not apply to a person who has supplied the address of the outlet and name and address of the purchaser under subsection (6). Idem

**6. This Act comes into force on the day it receives Royal Assent.** Commence-  
ment

**7. The short title of this Act is the *Gasoline Handling Amendment Act, 1988*.** Short title

